

PATENT  
Docket No.: P0009986.00US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:	Kenneth T. Heruth	Group Art Unit:	3767
Application No.:	10/698,124	Examiner:	Elizabeth R. MacNeill
Filing Date:	October 31, 2003	Conf. No.:	8969
Title:	SENSING FOOD INTAKE		

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Pamela M. Luster

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**RESPONSE**

This communication is in response to the Non-Final Office Action mailed August 27, 2007. The Examiner has set a three-month period for response. The Commissioner is hereby authorized to charge a three-month extension of time fee to our Deposit Account No. 13-2546 making February 27, 2008 the final date for response. If there should be any additional fees due the Commissioner is hereby authorized to charge such fees or credit any overpayment of fees to Deposit Account No.13-2546. Please amend the above-identified application as indicated on the attached pages.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.